IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 21867 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE D.A.MEHTA

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1	Whether Reporters of Local Papers may be allowed to see the judgment ?
2	To be referred to the Reporter or not ?
3	Whether their Lordships wish to see the fair copy of the judgment ?
4	Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
5	Whether it is to be circulated to the civil judge ?

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INDUBEN SADASHIV DESHMUKH - Petitioner(s)
Versus
MOHANLAL DAYABHAI GANDHI - Respondent(s)

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Appearance :
MR HARSHAD K PATEL for Petitioner(s) : 1,
MR DAKSHESH MEHTA for Respondent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE D.A.MEHTA

Date : 16/03/2006
ORAL JUDGMENT

1 The learned Advocate for the petitioner accepts that as per impugned order dated 15/10/2005 the petitioner was permitted to retain possession upto 1/12/2005, and the said date having already gone, the matter has become infructuous.

2 In these circumstances, it is not necessary to hear the parties on merits in the facts of the case. The petition is accordingly disposed of as infructuous. Rule discharged. Order of status-quo stands vacated.

(D.A.MEHTA, J)

m.m.bhatt